

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

THINK AKSARBEN PHARMACY, LLC, and  
THINK AKSARBEN SPECIALTY  
PHARMACY, LLC,

Plaintiffs,

vs.

HY-VEE, INC.,

Defendant.

**8:22CV36**

**ORDER**

This matter comes before the Court on defendant Hy-Vee, Inc.'s motion for leave to file a motion for determination of law. Filing No. 50. The request is denied. If Hy-Vee wishes to file an early motion for summary judgment, it may do so, following reasonable advance notice to the plaintiff.

IT IS SO ORDERED.

Dated this 8th day of May, 2023.

BY THE COURT:

s/ Joseph F. Bataillon  
Senior United States District Judge